

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
BILLINGS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JONATHAN COEY BEAUMONT, SR.,

Defendant.

CR 13–120–BLG–DWM

ORDER

United States Magistrate Judge Carolyn S. Ostby entered Findings and Recommendation in this matter on February 7, 2014. Neither party objected and therefore they are not entitled to *de novo* review of the record. 28 U.S.C. § 636(b)(1); *United States v. Reyna-Tapia*, 328 F.3d 1114, 1121 (9th Cir. 2003).

This Court will review the Findings and Recommendation for clear error.

*McDonnell Douglas Corp. v. Commodore Bus. Mach., Inc.*, 656 F.2d 1309, 1313 (9th Cir. 1981). Clear error exists if the Court is left with a “definite and firm conviction that a mistake has been committed.” *United States v. Syrax*, 235 F.3d 422, 427 (9th Cir. 2000).

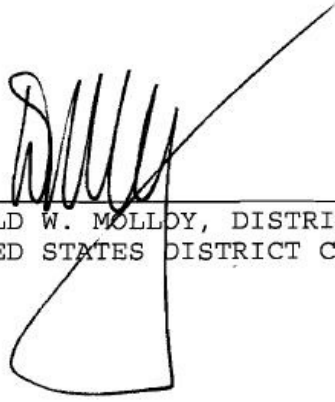
Judge Ostby recommended this Court accept Jonathan Coey Beaumont, Sr.’s guilty plea after Beaumont appeared before her pursuant to Federal Rule of

Criminal Procedure 11, and entered his plea of guilty to Count II of the Indictment, which charges the crime of sexual abuse of a minor in violation of 18 U.S.C. § 1153(a) and 2243(a).

I find no clear error in Judge Ostby's Findings and Recommendation (Doc. 20), and I adopt them in full, including the recommendation to defer acceptance of the Plea Agreement until sentencing when the Court will have reviewed the Plea Agreement and Presentence Investigation Report.

Accordingly, IT IS ORDERED that Jonathan Coey Beaumont, Sr.'s motion to change plea (Doc. 12) is GRANTED.

DATED this 24<sup>th</sup> day of February, 2014.



DONALD W. MOLLOY, DISTRICT JUDGE  
UNITED STATES DISTRICT COURT